IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

FRIDAY, THE 14TH SEPTEMBER 2007 / 23RD BHADRA 1929

WP(C).No. 27411 of 2007(L)

PETITIONER:

SUBHADRAMMA, D/O GAURI AMMA,
KALLUVILA PUTHEN VEEDU, KOTTARAKKARA,
KOLLAM.

BY ADV. SRI.C.RAJENDRAN

RESPONDENTS:

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1. THE STATE OF KERALA, REPRESENTED BY
LOCAL BODIES ADMINISTRATIONS, SECRETARIATE,
THIRUVANANTHAPURAM.

2. DEPUTY DIRECTOR OF PANCHAYATHS,
KOLLAM.

3. THE SECRETARY,
KOTTARAKKARA GRAMA PANCHAYATH,
KOLLAM.

4. KRISHNAN KUTTI,
J13A/4, LEKSHMI NAGAR, DELHI-92,
FROM KRISHNAVILASAM HOUSE, KIZHAKKEKKARA,
KOTTARAKKARA, KOLLAM.

5. LEKSHMI KUTTIYAMMA,
KRISHNAVILASAM HOUSE,
KIZHAKKEKKARA, KOTTARAKKARA, KOLLAM.

R1-R2 BY GOVT. PLEADER MR.K.J.MOHAMMED ANSAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 14/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE,J.

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W.P.(C) No.27411 of 2007

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Dated: 14th September, 2007

JUDGMENT

Heard Mr.C.Rajendran, counsel for the petitioner and the learned Government Pleader who has taken notice on behalf of respondents 1 and 2.

2. The grievance of the petitioner is that respondents 4 and 5 is being allowed by the 3rd respondent-Panchayat to construct the building in gross violation of K.M.B.R.1999 which has been extended to the Panchayat as per the Government notification dated 6.6.2007 with immediate effect. I do not propose to examine the correctness of the above grievance. Ext.P2 complaint appears to be pending before the third respondent. The 3rd respondent-Panchayat will take up Ext.P2 immediately, issue notice to respondents 4 and 5, hear the petitioner and respondents 4 and 5 and take a decision on Ext.P2. If necessary the Panchayat will conduct necessary local inspections with notice to the petitioner and respondents 4 and 5 before decision is taken.

The Writ Petition is disposed of as above.

srd **PIUS C.KURIAKOSE, JUDGE**